JONES VARGAS 100 West Liberty Street, Twelfth Floor P.O. Box 281 Reno, NV 89504-0281 Tel: (775) 786-5000 Fax: (775) 786-1177	1 2 3 4 5 6	JANET L. CHUBB, ESQ. Nevada State Bar No. 176 LOUIS M. BUBALA III, ESQ. Nevada State Bar No. 8974 JONES VARGAS 100 W. Liberty St, 12 <sup>th</sup> Floor P.O. Box 281 Reno, NV 89504-0281 Telephone: 775-786-5000 Fax: 775-786-1177 Email: jlc@jonesvargas.com and tbw@jonesvargas.com and lbubala@jonesvargas.com  WILLIAM A. BREWER III, ESQ. Texas State Bar No. 02967035 Admitted Pro Hac Vice MICHAEL J. COLLINS, ESQ. Texas State Bar No. 00785495 Admitted Pro Hac Vice KENNETH N. HICKOX IR ESQ.	Attorneys for: Robert J. Kehl; Ruth Ann Kehl; Robert A. Kehl; Christina "Tina" M. Kehl; Krystina L. Kehl; Daniel J. Kehl; Kevin A. Kehl, individually and on behalf of Susan L. Kehl and Andrew R. Kehl; Patrick J. Anglin; Cynthia A. Winter; Kehl Development Corporation; Judy A. Bonnet; Kevin A. McKee; Pamela J. McKee; Warren Hoffman	
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	10	KENNETH N. HICKOX, JR., ESQ. Texas State Bar No. 24045194 Admitted Pro Hac Vice	Family Investments, LP Charles B. Anderson, as trustee of the Charles B. Anderson Trust; Rita P. Anderson, as trustee	
	11	ROBERT M. MILLIMET, ESQ. Texas State Bar No. 24025538 Admitted Pro Hac Vice	of the Rita P. Anderson Trust; Baltes Company; Mojave Canyon, Inc., Donna	
	12	BICKEL & BREWER 1717 Main Street, Suite 4800 Dallas, Texas 75201 Telephone: (214) 653-4000 Facsimile: (214) 653-1015 Email: wab@bickelbrewer.com mjc@bickelbrewer.com kzh@bickelbrewer.com rrm@bickelbrewer.com	Cangelosi, Tito Castillo, Tony Chaudhry, Jonathan Eller, Robin Graham, Don Hess, Christina Knoles, Arthur Kriss, Joe LaFayette, Janice Lucas, Charles Maraden, Carol Mortenson, Daniel Newman, Edward Schoonover, Carol Simon, Lawrence Tengan, Connie Westbrook, Ken Zawacki, Alfie Fujitani, Walt Musso, Cyril Tammadge, and Robert Fuller (collectively, the "Direct Lenders")	
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	17	UNITED STATES DISTRICT COURT		
	18	District of Nevada		
	19	In re:	Case No. 2:07-CV-892-RCJ-GWF-BASE	
	20	USA COMMERCIAL MORTGAGE COMPANY,	) and ) Case No. 3:07-CV-241-RCJ-GWF	
	21	Debtor.	ORDER GRANTING REQUEST FOR ENTRY OF DEFAULT OF	
	22	3685 SAN FERNANDO LENDERS, LLC, et al.,	DEFENDANTS COMPASS USA SPE LLC, COMPASS PARTNERS, LLC, BORIS	
	23	Plaintiffs,	PISKUN, AND DAVID BLATT, AND DENYING BORIS PISKUN'S MOTION TO	
	24	v.	VACATE ENTRY OF DEFAULT	
	25	COMPASS USA SPE LLC, et al.,	) )	
	26	Defendants.	, ) )	
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## Case 2:07-cv-00892-RCJ -GWF Document 1632 Filed 01/25/10 Page 2 of 2

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<u>rel:</u>

JONES VARGAS 100 West Liberty Street, Twelfth Floor On January 5, 2010, a hearing was held in connection with Plaintiffs' Request for Entry of Default as to Defendants Compass USA SPE LLC, Compass Partners, LLC, Boris Piskun, and David Blatt, and Boris Piskun's Motion to Vacate the Default as to himself and David Blatt. Based on the pleadings and oral argument of counsel, and for the reasons set forth on the record at the hearing, the Court hereby GRANTS Plaintiffs' Request for Entry of Default, and DENIES Boris Piskun's Motion to Vacate the Default, as follows:

IT IS ORDERED THAT a default is entered as to Defendants Compass USA SPE LLC, Compass Partners, LLC, Boris Piskun, and David Blatt as to Plaintiffs' Second Amended Complaint which was filed on February 7, 2008.

IT IS FURTHER ORDERED THAT the motion to dismiss the First Amended Complaint filed by David Blatt and Boris Piskun on December 13, 2007 [Doc. #61] was rendered moot by the filing of Plaintiffs' Second Amended Complaint.

IT IS FURTHER ORDERED THAT Boris Piskun may present evidence in support of a defense of excusable neglect on a motion for reconsideration and/or at trial, including but not limited to any evidence of an extension of time to file an answer to Plaintiffs' Second Amended Complaint.

DATED: January 25, 2010

THE HONORABLE ROBERT C. JONES UNITED STATES DISTRICT JUDGE